

Proposed Regulation

Regulations Governing Prescriptive Authority for Nurse Practitioners 18 VAC 90-40-10 et seq.

Periodic Review

18 VAC 90-40-100. Supervision and site visits.

- A. ~~Physicians, other than those employed by, or under contract with local health departments, federally funded comprehensive primary care clinics, or nonprofit health care clinics or programs~~ who enter into a practice agreement with a nurse practitioner for prescriptive authority shall:
1. Supervise and direct, at any one time, no more than four nurse practitioners with prescriptive authority.
 2. Regularly practice in any location in which the licensed nurse practitioner exercises prescriptive authority. A separate practice setting may not be established for the nurse practitioner. Exceptions to this requirement are as follows:
 - a. A separate office practice may be established for a certified nurse midwife or for a nurse practitioner employed by, or under contract with local health departments, federally funded comprehensive primary care clinics, or nonprofit health care clinics or programs.
 - b. Physicians who do not regularly practice at the same location with the nurse practitioner and who provide supervisory services to such separate practices shall make regular site visits for consultation and direction for appropriate patient management. The site visits shall occur in accordance with the practice agreement, but no less frequently than once a quarter.
 3. Conduct a monthly, random review of patient charts on which the nurse practitioner has entered a prescription for an approved drug or device.
 4. ~~Regularly practice in the location in which the certified nurse midwife practices, or in the event that the midwife has established a separate office, the supervising physician shall conduct a monthly site visit and review of patient charts.~~
- B. ~~Physicians employed by, or under contract with local health departments, federally funded comprehensive primary care clinics, or nonprofit health care clinics or programs to provide supervisory services, shall:~~
1. ~~Supervise and direct, at any one time, no more than four nurse practitioners with prescriptive authority who provide services on behalf of such entities.~~
 2. ~~Regularly practice in such settings or shall make monthly site visits to such settings for chart review and direction.~~
 3. ~~Conduct a monthly, random review of patient charts on which the nurse practitioner has entered a prescription for an approved drug or device.~~

18 VAC 90-40-110. Disclosure.

- A. The nurse practitioner shall include on each prescription written or dispensed his signature and ~~authorization~~ Prescriptive Authority number as issued by the boards and the Drug Enforcement Administration (DEA) number, when applicable.
- B. The nurse practitioner shall disclose to patients that he is a licensed nurse practitioner and the name, address and telephone number of the supervising physician. Such disclosure may be included on a prescription pad or may be given in writing to the patient.

18 VAC 90-40-120. Dispensing.

- ~~A. A nurse practitioner may dispense only those manufacturers' samples of drugs that are only under the orders of a supervising physician who is authorized to dispense. Such orders must be included in the written practice agreement as submitted with the initial application or the renewal of authorization is on file with the board.~~
- ~~B. Nurse practitioners may dispense only those drugs allowed by § 54.1-2957.01 of the Code of Virginia.~~